IN THE HIGH COURT OF UTTARTANCHAL
AT NAINITAL
ORIGINAL JURISDICTION

Dated: Nainital the 27th day of September 2005
Bail Application No.920 **of 2005**
Order on the bail application of accused

CRIMINAL SIDE

Ramesh Pandey S/o Sri Bhuwan Chandra Pandey
R/o Village Kaohali
P.O. Bilona
District Bageshwar ….Applicant.

Versus

State of Uttaranchal ….Opposite Party.

Arising out of case crime No. 534 of 2005
Under Sections 363, 366, 376/34 I.P.C.
P.S. Bageshwar
District Bageshwar

By the court

Hon'ble B.C. Kandpal, J.

The applicant has applied for bail in Case Crime No. 534 of 2005 under Sections 363, 366, 376/34 I.P.C. P.S. Bageshwar. District Bageshwar.

Heard Sri Umesh Kalakoti, learned counsel for the applicant, learned A.G.A. and perused the record.

The First Information Report shows that the prosecutrix, Km Sunita eloped with the applicant and his associate on 20th August, 2005 and she came back to her house on 23rd August, 2005. During this period, the prosecutrix stayed in the company of the applicant and she did not try to make her escape-good.

The medical examination report of the prosecutrix shows that she was found to be habitual of sexual intercourse. Her age was also found about 20 years.

Keeping in view the aforesaid circumstances of the case, I think, it would be just and proper to release the applicant on bail at this stage.

Let the applicant Ramesh Pandey be released on bail on his executing a personal bond and furnishing two sureties each in the like amount to the satisfaction of C.J.M. concerned.

(B.C. Kandpal, J.)

27.9.2005
ASWAL